

## Message Text

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ORIGIN EA-14

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-11 L-03

NSAE-00 NSC-07 PA-04 RSC-01 PRS-01 SP-03 SS-20

USIA-15 IO-14 EUR-25 SAJ-01 ACDA-19 AID-20 EB-11

OMB-01 /181 R

DRAFTED BY EA/K:EHKELLY/L/EA:EGVERVILLE

APPROVED BY EA/K:DLRANARD

L/HR:CRUNYON

H:ASCHNEE (INFORMED)

----- 071637

R 012245Z AUG 74

FM SECSTATE WASHDC

TO AMEMBASSY SEOUL

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E.O. 11652: N/A

TAGS: PFOR, PINT, KS

SUBJECT: FRASER-NIX HEARINGS - BUTLER/REISCHAUER PORTION

REF: STATE 165648

1. BUTLER BEGAN REMARKS BY ACKNOWLEDGING GOOD COOPERATION OF DEPT IN BRIEFING HIM FOR RECENT TRIP AND ALL HELP PROVIDED BY EMB IN FACILITATING HIS VISIT, ARRANGING APPOINTMENTS, ETC. HE SAID HE WOULD NOT READ ENTIRE STATEMENT BUT RATHER SUBMIT IT FOR RECORD SINCE SOME MATERIAL WOULD DUPLICATE MATERIAL COVERED BY HUMMEL. HE THEN PROCEEDED DESCRIBE IN DETAIL THE CONSTITUTIONAL BACKGROUND IN WHICH EMERGENCY MEASURES MUST BE SEEN AND THE MEASURES THEMSELVES, AND WENT ON TO DESCRIBE RECENT TRIP, INCLUDING FACT THAT DETAINEES' LAWYERS AND FAMILIES CONFIRMED REPORTS OF TORTURE AND LACK OF DUE PROCESS AT HEARINGS. (FULL TEXT STATEMENTS OF BUTLER AND REISCHAUER, AS WELL AS OPENING LIMITED OFFICIAL USE

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REMARKS BY FRASER BEING POUCHED.) BUTLER TOOK POSITION

THAT CONTINUED MILITARY ASSISTANCE SHOULD BE CONDITIONED ON ROK CESSATION OF TORTURE, RELEASE OF DETAINEES AND REPEAL OF EMERGENCY MEASURES. HE INDICATED AMNESTY WOULD LAY SITUATION BEFORE UN FOR ATTENTION HUMAN RIGHTS COMMISSION AND THE SUBCOMMISSION ON PREVENTION OF DISCRIMINATION AND PROTECTION OF MINORITIES UNDER ECOSOC RESOLUTION 1503 OF MAY 27, 1970.

2. REISCHAUER'S STATEMENT FOCUSSED ON COURSE USG SHOULD TAKE. HE SAID THAT WHILE HE HAD IN PAST SUPPORTED ASSISTANCE TO AND U.S. MILITARY PRESENCE IN KOREA HE FELT THAT PARK'S ACTIONS ARE ERODING PUBLIC SUPPORT FOR GOVT TO POINT THAT USG SHOULD SEND SIGNAL OF DISAPPROVAL BY REDUCING ASSISTANCE AND/OR PRESENCE IN HOPES THAT THIS WOULD INFLUENCE PARK TO CHANGE HIS COURSE. IF WE DO NOT AND SITUATION CONTINUES TO DETERIORATE, WE WILL LIKELY BE FACED WITH NO-WIN DILEMMA OF EITHER NOT WANTING OR BEING POLITICALLY UNABLE TO FULFILL TREATY COMMITMENTS OR SINKING INTO VIETNAM TYPE "QUAGMIRE" IN WHICH OUR EFFORTS LIKELY TO BE INEFFECTIVE. ONLY EXCEPTION TO ORDERLY ATMOSPHERE WAS VIGOROUS APPLAUSE WHICH FOLLOWED HIS STATEMENT.

3. QUESTION PERIOD REFLECTED DIVERGENCE OF VIEWS OF MEMBERS IN ATTENDANCE. WOLFF POINTED TO DIFFICULTY OF ESTABLISHING FACTS AND TOOK POSITION THAT IF FACTS OF TORTURE, ETC. COULD BE ESTABLISHED, HE WOULD FAVOR IMMEDIATE CUTOFF OF MILITARY ASSISTANCE. NIX ASKED A NUMBER OF QUESTIONS TO TRY AND CLARIFY FACTS. GROSS AND DERWINSKI ON OTHER HAND RAISED QUESTIONS OF BUTLER'S LACK OF BACKGROUND ON KOREA AND SUGGESTED A CUTOFF WOULD BE UNWARRANTED INTERFERENCE IN INTERNAL AFFAIRS AND MIGHT BE MISINTERPRETED BY NORTH KOREA AND OTHERS. QUESTIONS ALSO RAISED AS TO INCONSISTENCY OF PUNISHING ALLY SUCH AS ROK WHILE EXTENDING FAVORABLE TREATMENT TO PRC AND USSR. LIVELY DISCUSSION ENSUED IN WHICH REISCHAUER REFUTED POINT THAT REDUCTION OF AID COULD SOMEHOW CONSTITUTE INTERFERENCE AND STATED CASE FOR USING LEVERAGE WHERE WE CAN IN FURTHERANCE OF OUR NATIONAL INTEREST IN AVOIDING NO-WIN SITUATION DESCRIBED ABOVE.

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4. HAD FRASER BEEN ABLE TO REMAIN UNTIL END OF HEARING, QUESTIONING MIGHT WELL HAVE BEEN MORE CRITICAL. IN ANY EVENT, HE APPEARS FROM OPENING REMARKS TO BE PROCEEDING WITH CONSIDERATION OF TWO AMENDMENTS, ONE INTENDING TO REDUCE OR ELIMINATE MILITARY ASSISTANCE TO KOREA AS LONG AS IT CONTINUES TO VIOLATE HUMAN RIGHTS, AND THE OTHER OF GENERAL APPLICATION EXPRESSING THE SENSE OF CON-

GRESS AS IN SECTION 32 BUT EXTENDING IT TO ALL VIOLATIONS  
OF HUMAN RIGHTS AND ADDING CERTAIN REPORTING REQUIREMENTS-  
-IN ESSENCE AN ANNUAL REPORT ON HUMAN RIGHTS IN ALL COUN-  
TRIES AND A JUSTIFICATION IF AID IS PROVIDED WHERE  
THERE ARE VIOLATIONS. KISSINGER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** POLITICAL REPRESSION, HUMAN RIGHTS, US CONGRESSIONAL PRESENTATIONS, FOREIGN ASSISTANCE  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 01 AUG 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** boyleja  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** EH KELLY/L/EA:EGVERVILLE  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Office:** ORIGIN EA  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 165648  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** boyleja  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 AUG 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <06-Aug-2002 by kelleyw0>; APPROVED <25 FEB 2003 by boyleja>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** FRASER-NIX HEARINGS - BUTLER/REISCHAUER PORTION  
**TAGS:** PFOR, PINT, KS, KN, US  
**To:** SEOUL  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005